

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Fifth Third Bank (West Michigan) v Jack P. Boss**
Docket No. **266933**
L.C. No. **04-51029-CK**

Michael R. Smolenski, Chief Judge Pro Tem, acting under MCR 7.211(E)(2), orders:

The motion for reconsideration is GRANTED, and the Court's order of January 18, 2006 is VACATED. It is further ordered that the appellant's brief filed on January 25, 2006 shall be considered timely filed.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 1 2006

Date

Sandra Schultz Mengel
Chief Clerk